

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

MIGUEL TRUJILLO,

Petitioner,

vs.

No. CIV-07-0685 MCA/ACT

**TIM LEMASTER, Warden,
and GARY K. KING, Attorney General
for the State of New Mexico,**

Respondents.

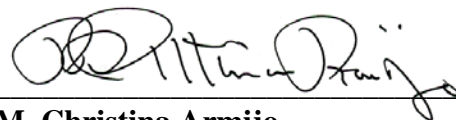
ORDER

THIS MATTER comes before the Court on the Magistrate Judge's Proposed Findings and Recommended Disposition and the Petitioner having filed objections thereto, the Court has made a *de novo* review of the record and finds that the objections are not well-taken; therefore, the Magistrate Judge's Proposed Findings and Recommended Disposition will be adopted by the Court.

IT IS THEREFORE ORDERED that the Magistrate Judge's Proposed Findings and Recommended Disposition are adopted by the Court and this case is **DISMISSED WITHOUT PREJUDICE**.

IT IS FURTHER ORDERED that Petitioner's *Motion for Leave to Amend* [Doc. 15] is **DENIED AS MOOT**.

SO ORDERED this 29th day of September, 2008, in Albuquerque, New Mexico.



**M. Christina Armijo
UNITED STATES DISTRICT JUDGE**